

## Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00  
DODE-00 DOTE-00 INR-07 NSAE-00 EPG-02 FAA-00 SS-15  
NSC-05 H-01 L-03 /055 R

DRAFTED BY EB/OA/AN:WARILEY:EW  
APPROVED BY EB/OA:RABROWN  
EUR/EE:SFROMOWITZ  
MNIMETZ

-----044294 221740Z /47

P 221633Z JUN 77  
FM SECSTATE WASHDC  
TO AMEMBASSY BUCHAREST PRIORITY

C O N F I D E N T I A L STATE 144904

E.O. 11652: GDS

TAGS: EAIR, RO

SUBJECT: CIVAIR: EXTENSION OF AIR TRANSPORT AGREEMENT

REFTEL: BUCARST 4297

1. IN COURSE OF JUNE 20 MEETING BETWEEN ROMANIAN AMBASSADOR NICOLAE AND DEPARTMENT COUNSELOR NIMETZ, DEVOTED MAINLY TO DISCUSSION OF ROMANIAN EMIGRATION PERFORMANCE (TO BE REPORTED SEPTEL), NICOLAE RAISED SUBJECT OF CIVAIR AGREEMENT EXTENTION BY REFERRING TO USG DECISION TO "SUSPEND" (SIC) THE AIR TRANSPORT AGREEMENT. ALTHOUGH NICOLAE HAD CLEARLY RECEIVED A REPORT OF EMBASSY'S PRESENTATION TO GOR, NICOLAE CLAIMED TO BE SPEAKING ON HIS OWN. HE SAID THAT HE HAD BEEN UNAWARE OF ANY REPORT THAT TAROM WAS NOT FULFILLING ITS OBLIGATIONS, ALTHOUGH HE CONCEDED THAT U.S. MIGHT BE RIGHT ABOUT THIS. HOWEVER, HE OBJECTED TO WHAT HE DESCRIBED AS AN OVERLY FIRM AND UNFRIENDLY APPROACH TO  
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WHICH ROMANIA, AS A SMALL COUNTRY, WAS VERY SENSITIVE. IN HIS OPINION, IT WOULD HAVE BEEN BETTER TO HAVE RAISED THE MATTER INFORMALLY FIRST, IN WHICH MANNER HE WAS SURE A SOLUTION TO THE PROBLEM COULD HAVE BEEN FOUND.

2. NIMETZ NOTED THAT, IN AS MUCH AS HIS FORMER LAW FIRM HAD REPRESENTED PAN AMERICAN WORLD AIRWAYS IN CERTAIN MATTERS

TO AVOID EVEN THE APPEARANCE OF A CONFLICT OF INTEREST IT WOULD BE BEST TO EXCLUDE HIMSELF FROM MATTERS WHICH INVOLVED PAN AM. HE INDICATED THAT NICOLAE'S COMMENTS WOULD HOWEVER, BE CONVEYED TO ASSISTANT SECRETARY VEST

3. COMMENT: NICOLAE'S "PERSONAL OPINION" COINCIDED WITH EMBASSY PREDICTION LAST PARA REFTEL EXCEPT THAT RATHER THAN WOUNDED INNOCENCE, HE ADOPTED POSTURE OF CITING USG INSENSITIVITY TO US-ROMANIAN RELATIONS. DEPARTMENT PREPARED TO ACCEPT GOR ASSURANCES OF GOOD WILL, BUT ACCOMPANIED BY ARRANGEMENT WHICH PROVIDES FOR GUARANTEES OF EQUAL OPPORTUNITY FOR US AIRLINE.

4. ACTION REQUESTED. DEPARTMENT WOULD APPRECIATE RECEIVING SOONEST EMBASSY EVALUATION OF PRESENT SITUATION AND SUGGESTIONS AS TO AMENDMENT OF US OFFER TO EXTEND ATA IN ORDER TO ACHIEVE A MORE BALANCED ARRANGEMENT.

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENTS, AIR TRANSPORTATION, DIPLOMATIC DISCUSSIONS  
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**Executive Order:** GS  
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**Review Markings:**  
Margaret P. Grafeld  
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